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By: Nancy Rums Printed: NANCY RUMS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Hillman et al.

MAY 09 2002

Title: KINESIN LIGHT CHAIN HOMOLOG

Serial No.: 09/036,614

Filing Date: March 06, 1998

TECH CENTER 1600/2900

Examiner: Gucker, S.

Group Art Unit: 1647

Box Non-Fee Amendment

Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO RESTRICTION REQUIREMENT UNDER 35 U.S.C. 121

Sir:

This paper is responsive to the Restriction Requirement and Request for Election dated March 26, 2002, setting a one (1) month term for response.

REMARKS

By the Restriction Requirement, the Examiner requested Applicants to elect one of the following inventions:

Group I (claims 22-29) drawn to nucleic acids; and

Group II (claims 30-34) drawn to methods of detecting nucleic acids.

Applicants hereby elect, with traverse, to prosecute Group I, which includes and is drawn to claims 22-29. Applicants reserve the right to prosecute non-elected subject matter in subsequent divisional applications.

According to MPEP §803, a restriction requirement is proper only if (A) the inventions are independent or distinct as claimed, and (B) there would be a serious burden on the Examiner if